

February 18, 2011

Ms. Cynthia Brown  
Chief, Section of Administration  
Surface Transportation Board  
395 E Street, SW  
Washington, DC 20024



ST. CHARLES  
SINCE 1834

228911



**FILING FEE WAIVED**

**RE: Union Pacific Railroad Company  
Abandonment of St Charles, IL Lead  
STB Docket No. AB-33 (Sub-No. 284X)  
Petition for Public Use Condition and Interim Trail Use**

Dear Chief Brown:

On July 9<sup>th</sup>, 2010, the City of St Charles, IL, the County of Kane, Forest Preserve District of Kane County, and the St Charles Park District (collectively, the "Local Agencies") jointly filed a request for Public Use Condition and a request for Interim Trail Use Condition (NITU) for approximately 3.17 miles of railroad between milepost 35.13 and milepost 38.3 near St Charles, IL. By order dated September 21, 2010, the Board granted the request to implement interim trail use and to permit public use negotiations as specifically set forth in the order, for a period of 180 days commencing from September 21, 2010, and ending on March 21, 2011.

The Local Agencies are continuing to compile specific information in efforts to satisfy our negotiating needs, and have been in direct contact with Union Pacific; however, it does not appear that the parties will be able to finalize negotiations by the end date of the order. Therefore, on behalf of the Local Agencies, the City respectfully requests the Board to grant a 180 day extension until September 21, 2011, or such time so indicated by the Board.

Enclosed please find the original and ten (10) copies of this letter. Also, it is my understanding that the filing fee of \$450.00 is waived for Government Agencies requesting extension of NITU negotiations as to STB Docket No. AB-33 (Sub-No. 284X) Union Pacific Railroad Company. Please time and date stamp a copy of this letter and return it with the self-addressed stamped envelope.

ENTERED  
Office of Proceedings

MAR - 1 2011

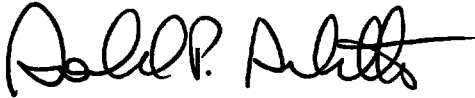
Part of  
Public Record

DONALD P. DeWITTE Mayor  
BRIAN TOWNSEND City Administrator

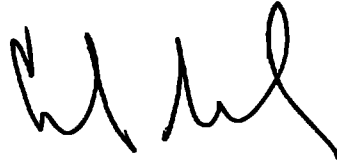
We are also sending a copy to Union Pacific Railroad Company, by US Mail, postage prepaid, first class, on this 18<sup>th</sup> day of February 2011.

Thank you for your consideration of this request. If you have any questions, please contact Mark Koenen of the City of St. Charles, acting as lead agency.

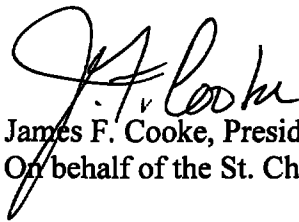
Respectfully submitted,



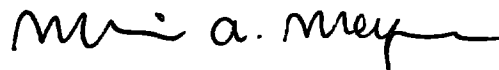
Donald P. DeWitte, Mayor  
On behalf of the City of St. Charles



Carl Schoedel, Division of Transportation  
Director, On behalf of the County of Kane



James F. Cooke, President  
On behalf of the St. Charles Park District



Monica A. Meyers, Executive Director  
On behalf of the Forest Preserve District of  
Kane County

CC: Mack Shumate, General Attorney  
Union Pacific Railroad  
101 North Wacker Drive, Suite 1920  
Chicago, IL 60606

Mr. Mark Schulte  
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Union Pacific Railroad Company  
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